

FILED
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2020 JUL 20 AM 11:52
UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF MASSACHUSETTS
U.S. DISTRICT COURT
DISTRICT OF MASS.

Plaintiff:

Auctus Fund, LLC

v.

Defendants:

**SoOum Corp,
William Westbrook, and
Terence Byrne**

No. 1:20-cv-10345

ANSWER AND AFFIRMATIVE DEFENSES

I. Answer

Defendant, William Westbrook, answers the complaint as follows:

I deny the statements in paragraph numbers 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, and 89.

II. Affirmative Defenses

My other defenses are:

Denial: We deny the allegations in the Complaint

We received the Summons and Complaint, but service was not correct as required by law.

We disagree with the amount of the debt/the amount is incorrect.

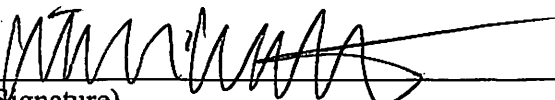
Unjust enrichment (the amount demanded is excessive compared with the original debt).

Violation of the duty of good faith and fair dealing.

Unconscionability (the contract is unfair.)

Laches (Plaintiff has excessively delayed in bringing this lawsuit to my disadvantage).

DATED this 16th day of July, 2020.


A handwritten signature in black ink, appearing to read 'William Westbrook', is written over a horizontal line.

(Signature)

Name: William Westbrook
Address: 1 ACR N3141
Vernon, AZ 85940
Telephone: (928) 245-9049